

<b>For Consideration By</b>	Licensing Sub-Committee
<b>Meeting Date</b>	11 September 2023
<b>Type of Notice</b>	<b>TEMPORARY EVENT NOTICE – COUNTER NOTICE</b>
<b>Address of Premises</b>	Copper Cats, 574-576 Kingsland Road, London E8 4AP
<b>Classification</b>	Decision
<b>Ward(s) Affected</b>	Dalston
<b>Director</b>	Rickardo Hyatt

1. **Summary**

- 1.1. The Environmental Protection have given the Licensing Authority and the premises user notice of objection to Temporary Event Notices for an event to be held on **15/09/2023** from **21:00** finishing on **16/09/2023** at **03:00am** at above premises. The Licensing Authority must hold a hearing to decide whether or not to allow the event to proceed.

2. **Current Status/History**

- 2.1. The premises is licensed under the Licensing Act 2003 and the licence document is attached as Appendix C.

3. **TEMPORARY EVENT NOTICE FOR EVENT TO BE HELD 15/09/2023 - 16/09/2023**

- 3.1. A TEN has been submitted to allow licensable activities to take place on the premises. A copy of the Temporary Event Notice is attached as Appendix A.

4. **Objections**

- 4.1. The Environmental Protection have objected to the TEN on the grounds of the prevention of public nuisance. A copy of the objection is attached as Appendix B.

5. **Guidance Considerations**

- 5.1. That the Licensing Sub-Committee consider the issuing of counter notices if it is satisfied that any of the licensing objectives would be undermined if the premises were to be used in accordance with the temporary event notice.

6. **Policy Considerations**

- 6.1 When considering an objection to a TEN the Council will:

- Expect that any existing conditions will be maintained (where relevant) in circumstances where an event is to take place at a premises that has an existing authorisation.
- Assess any history of complaints as a result of licensable activity that may or may not have been authorised by a TEN.
- Consider the track record of the premises user

- 6.2 Consider any other control measures proposed to mitigate the objection

7. **Human Rights Act 1998 Implications**

- 7.1. **There are implications for;**

- **Article 6** – Right to a fair hearing
- **Article 14** – Not to discriminate
- Balancing; **Article 1**- Peaceful enjoyment of their possession (i.e. a licence is defined as being a possession) with **Article 8** – Right of Privacy (i.e. respect private & family life) to achieve a proportionate decision having regard to the protection of an individuals rights against the interests of the community at large.

8. **Members; Decision Making**

- 8.1. **Option 1**

**That the Licensing Authority decides not to give a counter notice.**

- 8.2. **Option 2**

**That the Licensing Authority decides to give a counter notice, giving the reasons for the decision.**

9. **Conclusion**

- 9.1. That Members decide whether or not to issue a counter notice for the event scheduled to take place on **15/09/2023** from **21:00** finishing on **16/09/2023** at **03:00am** at location **above**.

**Appendices:**

Appendix A – Temporary Event Notice

Appendix B – Objection from the Responsible Authority

Appendix C – Current Premises Licence

Appendix D – Location Map

<b>Report Author</b>	Name: Suba Sriramana Title: Principal Licensing Officer Email: Subangini.Sriramana@hackney.gov.uk Tel: 020 8356 4915
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## Temporary Event Notice

Before completing this notice, please read the guidance notes at the end of the notice. If you are completing this notice by hand, please write legibly in block capitals. In all cases, ensure that your answers are inside the boxes and written in black ink or typed. Use additional sheets if necessary. You should keep a copy of the completed notice for your records. You must send at least one copy of this notice to the licensing authority and additional copies must be sent to the chief officer of police and the local authority exercising environmental health functions for the area in which the premises are situated. The licensing authority will give to you written acknowledgement of the receipt of the notice.

I, the proposed premises user, hereby give notice under section 100 of the Licensing Act 2003 of my proposal to carry on a temporary activity at the premises described below.

1. The personal details of premises user (Please read note 1)	
<b>1. Your name</b>	
Title	Mr <input checked="" type="checkbox"/> Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Ms <input type="checkbox"/> Other (please state)
Surname	TESFAI
Forenames	SERAK GOITOM
<b>2. Previous names</b> (Please enter details of any previous names or maiden names, if applicable. Please continue on a separate sheet if necessary)	
Title	Mr <input type="checkbox"/> Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Ms <input type="checkbox"/> Other (please state)
Surname	
Forenames	
<b>3. Your date of birth</b>	
<b>4. Your place of birth</b>	
<b>5. National Insurance Number</b>	
<b>6. Your current address</b> (We will use this address to correspond with you unless you complete the separate correspondence box below)	
Post town	Postcode
<b>7. Other contact details</b>	
Telephone numbers	
Daytime	
Evening (optional)	
Mobile (optional)	
Fax number (optional)	
E-Mail address (if available)	
<b>8. Alternative address for correspondence</b> (If you complete the details below, we will use this address to correspond with you)	

Post town	Postcode
9. Alternative contact details (if applicable)	
Telephone numbers: Daytime	
Evening (optional)	
Mobile (optional)	
Fax number (optional)	
E-Mail address (if available)	

<b>2. The premises</b>	
Please give the address of the premises where you intend to carry on the licensable activities or, if it has no address, give a detailed description (including the Ordnance Survey references) (Please read note 2)	
COPPER CATS 574-576 KINGSLAND ROAD LONDON E8 4AP	
Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)? If so, please enter the licence or certificate number below.	
Premises licence number	LBH-PRE-T-1438
Club premises certificate number	
If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, please give a description and details below. (Please read note 3)	
GROUND FLOOR AND BASEMENT LEVEL	
Please describe the nature of the premises below. (Please read note 4)	
GROUND FLOOR BAR, KITCHEN AND GARDEN WITH BASEMENT EVENT SPACE	

Please describe the nature of the event below. (Please read note 5)
ONE HOUR EXTENSION ON FRIDAY NIGHT FOR REGULAR DUBSTEP NIGHT. DJ IN THE BASEMENT ONLY. THERE WILL BE NO MUSIC ABOVE BACKGROUND LEVEL ON THE GROUND FLOOR.

3. The licensable activities		
Please state the licensable activities that you intend to carry on at the premises (please tick all licensable activities you intend to carry on). (Please read note 6)		
The sale by retail of alcohol	<input checked="" type="checkbox"/>	
The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club	<input type="checkbox"/>	
The provision of regulated entertainment (Please read note 7)	<input checked="" type="checkbox"/>	
The provision of late night refreshment	<input type="checkbox"/>	
Are you giving a late temporary event notice? (Please read note 8)	<input type="checkbox"/>	
Please state the dates on which you intend to use these premises for licensable activities. (Please read note 9)		
FRIDAY 15 <sup>TH</sup> TO SATURDAY 16 <sup>TH</sup> SEPTEMBER 2023		
Please state the times during the event period that you propose to carry on licensable activities (please give times in 24-hour clock). (Please read note 10)		
21:00 ON FRIDAY 15 <sup>TH</sup> UNTIL 03:30 ON SATURDAY 16 <sup>TH</sup> SEPTEMBER 2023 (Alcohol sales to cease at 02:30, all music off by 03:00, patrons cleared by 03:30)		
Please state the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers. (Please read note 11)	160	
If the licensable activities will include the sale or supply of alcohol, please state whether these will be for consumption on or off the premises, or both (please tick as appropriate). (Please read note 12)	On the premises only	<input checked="" type="checkbox"/>
	Off the premises only	<input type="checkbox"/>
	Both	<input type="checkbox"/>

Please state if the licensable activities will include the provision of relevant entertainment. If so, please state the times during the event period that you propose to provide relevant entertainment (including, but not limited to lap dancing and pole dancing). (Please see note 13)
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NONE

4. Personal licence holders (Please read note 14)	
Do you currently hold a valid personal licence? (Please tick)	<input checked="" type="checkbox"/>
If "Yes" please provide the details of your personal licence below.	
Issuing licensing authority	
Licence number	
Date of issue	
Any further relevant details	

5. Previous temporary event notices you have given (Please read note 15 and tick the boxes that apply to you)		
Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If answering yes, please state the number of temporary event notices (including the number of late temporary event notices, if any) you have given for events in that same calendar year	0	
Have you already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>

6. Associates and business colleagues (Please read note 16 and tick the boxes that apply to you)		
Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If answering yes, please state the total number of temporary event notices (including the number of late temporary event notices, if any) your associate(s) have given for events in the same calendar year.		
Has any associate of yours already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>

Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If answering yes, please state the total number of temporary event notices (including the number of late temporary event notices, if any) your business colleague(s) have given for events in the same calendar year.		
Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>

#### 7. Checklist (Please read note 17)

I have: (Please tick the appropriate boxes, where applicable)


Sent at least one copy of this notice to the licensing authority for the area in which the premises are situated	<input checked="" type="checkbox"/>
Sent a copy of this notice to the chief officer of police for the area in which the premises are situated	<input checked="" type="checkbox"/>
Sent a copy of this notice to the local authority exercising environmental health functions for the area in which the premises are situated	<input checked="" type="checkbox"/>
If the premises are situated in one or more licensing authority areas, sent at least one copy of this notice to each additional licensing authority	<input checked="" type="checkbox"/>
If the premises are situated in one or more police areas, sent a copy of this notice to each additional chief officer of police	<input checked="" type="checkbox"/>
If the premises are situated in one or more local authority areas, sent a copy of this notice to each additional local authority exercising environmental health functions	<input checked="" type="checkbox"/>
Made or enclosed payment of the fee for the application	<input checked="" type="checkbox"/>
Signed the declaration in Section 9 below	<input checked="" type="checkbox"/>

#### 8. Condition (Please read note 18)

It is a condition of this temporary event notice that where the relevant licensable activities described in Section 3 above include the sale or supply of alcohol that all such supplies are made by or under the authority of the premises user.

#### 9. Declarations (Please read note 19)



The information contained in this form is correct to the best of my knowledge and belief.	
I understand that it is an offence: (i) to knowingly or recklessly make a false statement in or in connection with this temporary event notice and that a person is liable on summary conviction for such an offence to a fine of any amount; and (ii) to permit an unauthorised licensable activity to be carried on at any place and that a person is liable on summary conviction for any such offence to a fine of any amount, or to imprisonment for a term not exceeding six months, or to both.	
Signature	
Date	31/08/2023
Name of Person signing	SERAK GOITOM TESFAI

For completion by the licensing authority

10. Acknowledgement (Please read note 20)	
I acknowledge receipt of this temporary event notice.	
Signature	On behalf of the licensing authority
Date	
Name of Officer signing	



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**Re: TEN license application -15 to 16 September - TEN/150923/574-6KR**

1 message

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Gurch Patti <gurch.patti@hackney.gov.uk>  
To: "Licensing (Shared Mailbox)" <licensing@hackney.gov.uk>

6 September 2023 at 15:58

**TEN - OBJECTION**

Dear Licensing Team,

Please see comments from the Environmental Protection Team below.

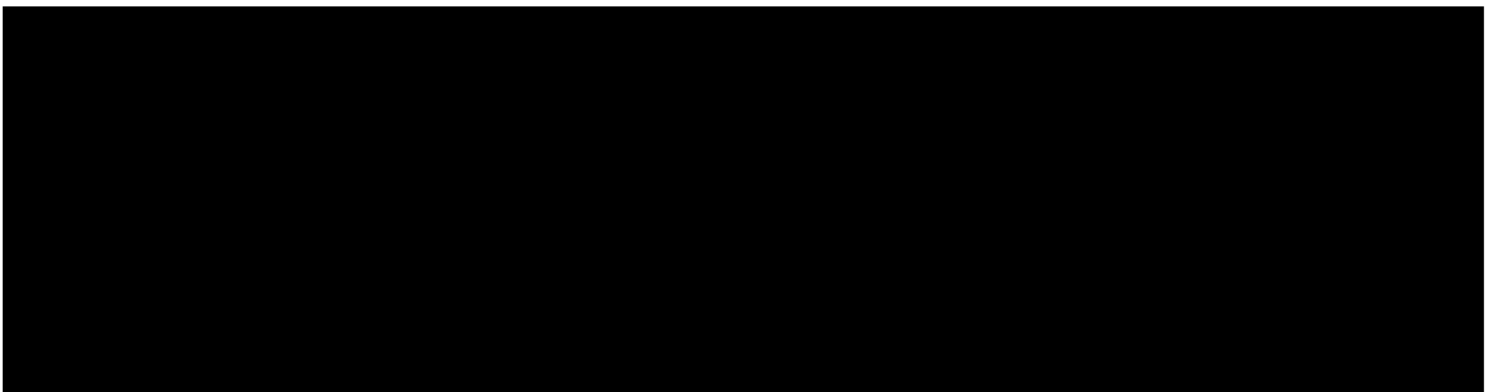
In respect to the temporary event notice scheduled for:

**Start Date : 15-09-2023      End Date : 16-09-2023****Start time: 21:00              End Time: 03:30**The Environmental Protection Team **objects** to the above Temporary Event Notice.**Grounds of Objection**The Prevention of Public Nuisance:

This premises has a history of complaints from nearby residents alleging disturbances from music. On 14/4/23 at 22:05 Environmental Protection Officers witnessed a statutory noise nuisance and subsequently an abatement notice (S.80 Environmental Protection Act 1990) was served on the directors of the company. Officers have also witnessed a breach of the abatement notice on 16/6/23 at 22:15. The ward officer has not received any contact from the owners to discuss strategies they have implemented to abate the noise nuisance. Environmental Protection (EP) have concerns with the addition of regulated entertainment this event could amount to a further statutory noise nuisance hence undermining the licensing objective (Public Nuisance).

Kind regards,

Gurch





This premises licence has been issued by:

Licensing Service  
1 Hillman Street  
London E8 1DY

## PART A – PREMISES LICENCE

### Premises Licence Number

LBH-PRE-T-1438

### Part 1 – Premises details

The Little Dalston Theatre  
574-576 Kingsland Road  
Hackney  
London  
E8 4AP

### Where the licence is time limited the dates

Not Applicable

### Licensable activities authorised by the licence

Plays  
Films  
Live Music  
Recorded Music  
Performance of Dance  
Other Entertainment Similar to Live or Rec Music or Dance Performance  
Late Night Refreshment  
Supply of Alcohol

The times the licence authorises the carrying out of Licensable activities

### Plays: Standard Hours:

#### Basement

Mon	10:00 – 00:00
Tue	10:00 – 00:00
Wed	10:00 – 00:00
Thurs	10:00 – 01:30
Fri	10:00 – 01:30
Sat	10:00 – 01:30
Sun	10:00 – 00:00

**Plays:  
Ground Floor**

**Standard Hours:**

Mon 10:00 – 00:00  
Tue 10:00 – 00:00  
Wed 10:00 – 00:00  
Thurs 10:00 – 00:00  
Fri 10:00 – 00:00  
Sat 10:00 – 00:00  
Sun 10:00 – 00:00

**Films:  
Basement**

**Standard Hours:**

Mon 10:00 – 00:00  
Tue 10:00 – 00:00  
Wed 10:00 – 00:00  
Thurs 10:00 – 01:30  
Fri 10:00 – 01:30  
Sat 10:00 – 01:30  
Sun 10:00 – 00:00

**Films:  
Ground Floor**

**Standard Hours:**

Mon 10:00 – 00:00  
Tue 10:00 – 00:00  
Wed 10:00 – 00:00  
Thurs 10:00 – 00:00  
Fri 10:00 – 00:00  
Sat 10:00 – 00:00  
Sun 10:00 – 00:00

**Live Music:  
Basement**

**Standard Hours:**

Mon 10:00 – 00:00  
Tue 10:00 – 00:00  
Wed 10:00 – 00:00  
Thurs 10:00 – 01:30  
Fri 10:00 – 01:30  
Sat 10:00 – 01:30  
Sun 10:00 – 00:00

**Live Music:  
Ground Floor**

**Standard Hours:**

Mon 10:00 – 00:00  
Tue 10:00 – 00:00  
Wed 10:00 – 00:00  
Thurs 10:00 – 00:00  
Fri 10:00 – 00:00  
Sat 10:00 – 00:00  
Sun 10:00 – 00:00

**Recorded Music:  
Basement**      **Standard Hours:**  
Mon 10:00 – 00:00  
Tue 10:00 – 00:00  
Wed 10:00 – 00:00  
Thurs 10:00 – 01:30  
Fri 10:00 – 01:30  
Sat 10:00 – 01:30  
Sun 10:00 – 00:00

**Recorded Music:  
Ground Floor**      **Standard Hours:**  
Mon 10:00 – 00:00  
Tue 10:00 – 00:00  
Wed 10:00 – 00:00  
Thurs 10:00 – 00:00  
Fri 10:00 – 00:00  
Sat 10:00 – 00:00  
Sun 10:00 – 00:00

**Performance of Dance:  
Basement**      **Standard Hours:**  
Mon 10:00 – 00:00  
Tue 10:00 – 00:00  
Wed 10:00 – 00:00  
Thurs 10:00 – 01:30  
Fri 10:00 – 01:30  
Sat 10:00 – 01:30  
Sun 10:00 – 00:00

**Performance of Dance:  
Ground Floor**      **Standard Hours:**  
Mon 10:00 – 00:00  
Tue 10:00 – 00:00  
Wed 10:00 – 00:00  
Thurs 10:00 – 00:00  
Fri 10:00 – 00:00  
Sat 10:00 – 00:00  
Sun 10:00 – 00:00

**Other Entertainment  
Similar to Live or Rec  
Music or dance  
Performance:  
Basement**      **Standard Hours:**  
Mon 10:00 – 00:00  
Tue 10:00 – 00:00  
Wed 10:00 – 00:00  
Thurs 10:00 – 01:30  
Fri 10:00 – 01:30  
Sat 10:00 – 01:30  
Sun 10:00 – 00:00

**Other Entertainment Similar to Live or Rec Music or dance Performance: Ground Floor**  
**Standard Hours:**  
Mon 10:00 – 00:00  
Tue 10:00 – 00:00  
Wed 10:00 – 00:00  
Thurs 10:00 – 00:00  
Fri 10:00 – 00:00  
Sat 10:00 – 00:00  
Sun 10:00 – 00:00

**Late Night Refreshment: Basement**  
**Standard Hours:**  
Mon 23:00 – 00:00  
Tue 23:00 – 00:00  
Wed 23:00 – 00:00  
Thurs 23:00 – 01:30  
Fri 23:00 – 01:30  
Sat 23:00 – 01:30  
Sun 23:00 – 00:00

**Late Night Refreshment: Ground Floor**  
**Standard Hours:**  
Mon 23:00 – 00:00  
Tue 23:00 – 00:00  
Wed 23:00 – 00:00  
Thurs 23:00 – 00:00  
Fri 23:00 – 00:00  
Sat 23:00 – 00:00  
Sun 23:00 – 00:00

**Supply of Alcohol: Basement**  
**Standard Hours:**  
Mon 10:00 – 00:00  
Tue 10:00 – 00:00  
Wed 10:00 – 00:00  
Thurs 10:00 – 01:30  
Fri 10:00 – 01:30  
Sat 10:00 – 01:30  
Sun 10:00 – 00:00

**Supply of Alcohol: Ground Floor**  
**Standard Hours:**  
Mon 10:00 – 00:00  
Tue 10:00 – 00:00  
Wed 10:00 – 00:00  
Thurs 10:00 – 00:00  
Fri 10:00 – 00:00  
Sat 10:00 – 00:00  
Sun 10:00 – 00:00

**The opening hours of the premises:**

**Basement**

**Standard Hours:**

Mon 10:00 – 00:00  
Tue 10:00 – 00:00  
Wed 10:00 – 00:00  
Thurs 10:00 – 02:00  
Fri 10:00 – 02:00  
Sat 10:00 – 02:00  
Sun 10:00 – 00:00

**Ground Floor**

**Standard Hours:**

Mon 10:00 – 00:00  
Tue 10:00 – 00:00  
Wed 10:00 – 00:00  
Thurs 10:00 – 00:00  
Fri 10:00 – 00:00  
Sat 10:00 – 00:00  
Sun 10:00 – 00:00

**Where the licence authorises supplies of alcohol whether these are on and/or off supplies**

On and Off Premises

**Part 2 –**

**Name, (registered) address, telephone number and e-mail (where relevant) of holder of premises licence**

The Little Dalston Production Ltd  
574/576 Kingsland Road  
London  
E8 4AH

**Registered number of holder, for example company number, charity number (where applicable)**

08589340

**Name, address and telephone number of designated premises supervisor where the premises authorises the supply of alcohol**

Mr Taiyab Hussain

**Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol**

**Date of Grant:** 19 September 2013

**Signed:**

**David Tuitt  
Team Leader – Licensing**



## Annex 1 - Mandatory Conditions

### Supply of Alcohol

1. No supply of alcohol may be made under the premises licence:
  - (a) At a time when there is no designated premises supervisor in respect of the premises licence.
  - (b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.  
(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises -
  - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to;
    - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
    - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
  - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
  - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
  - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
4. dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
6. 5.1. The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sales or supply of alcohol.  
5.2 The designated premises supervisor in relation to the premises licences must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.  
5.3. The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either:-
  - A. a holographic mark or
  - B. an ultraviolet feature.
7. The responsible person shall ensure that:
  - a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures:
    - beer or cider: 1/2 pint;
    - gin, rum, vodka or whisky: 25ml or 35ml; and
    - still wine in a glass: 125ml; and
      - a. these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
      - b. where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

### **Minimum Drinks Pricing**

7.1 A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

7.2 For the purposes of the condition set out in paragraph 7.1 above -

(a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

(b) "permitted price" is the price found by applying the formula -  $P = D + (D \times V)$   
Where -

(i) P is the permitted price,

(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(c) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(d) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -

(i) the holder of the premises licence,

(ii) the designated premises supervisor (if any) in respect of such a licence, or

(iii) the personal licence holder who makes or authorises a supply of alcohol

under such a licence;

(e) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(f) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

7.3 Where the permitted price given by Paragraph 8.2(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

7.4 (1) Sub-paragraph 7.4(2) below applies where the permitted price given by Paragraph 7.2(b) above on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

### **Exhibition of Films**

8. Admission of children (under 18) to the exhibition of any film must be restricted in accordance with: -
- (a) Recommendations made by the film classification body where the film classification body is specified in the licence, or
  - (b) Recommendations made by the licensing authority where the film classification body is not specified in the licence, or the relevant licensing authority has not notified the holder of the licence that this subsection applies to the film in question.

"film classification body" means person('s) designated under s4 of the Video Recordings Act 1984 (c.39).

### **Door Supervision**

9. Each individual who is to carry out a security activity at the premises must be licensed by the Security Industry Authority.

## **Annex 2 – Conditions consistent with the Operating Schedule**

10. The premises shall install and maintain a comprehensive CCTV.
11. Non-intoxicating beverages, including drinking water, shall be available throughout the permitted hours in all parts of the premises where alcohol is served.
12. An incident log shall be kept at the premises, and made available immediately to an authorised officer of the Council or the Police, which will record the following:
  - all crimes reported to the venue
  - all ejections of patrons
  - any complaints received
  - any incidents of disorder
  - seizures of drugs or offensive weapons
  - any refusal of the sale of alcohol
13. The premises will display and maintain appropriate signage advising customers of the contact details of the Designated Premises Supervisor.
14. All windows and doors shall remain closed at all times when regulated entertainment is being played except for access and egress.
15. Signs to be placed at all exits requesting customers to leave the area quietly.
16. The pavement from the building line to the kerb edge immediately outside the premises, including gutter/channel at its junction with the kerb edge, shall be swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements.
17. Key members of staff shall be trained to make customers aware of the laws regarding sales or purchase of alcohol on behalf of children.

## **Conditions derived from Responsible Authority representations**

18. The licensee shall ensure that noise or vibration shall not emanate from the premises from any equipment, machinery or live performance such as to cause persons in the neighbourhood to be disturbed.
19. The volume of all amplified sound used in connection with all entertainment provided shall at all times be under the control of the licensee or management and the controlling mechanism so installed shall be maintained and operated from a part of the premises inaccessible to the public.
20. The Licensee shall ensure that all staff are fully trained and made aware of the legal requirement of businesses to comply with their duty of care as regards the disposal of waste produced from the business premises. The procedure for handling and preparing for disposal of the waste shall be in writing and displayed in a prominent place where it can be referred to at all times by staff.
21. The Licensee shall ensure that any contract for general and recyclable waste disposal shall be appropriate in size to the amount of waste produced by the business. The

Licensee shall maintain an adequate supply of waste receptacles provided by its registered waste carrier (refuse sacks or commercial waste bins) in order to ensure all refuse emanating from the business is always presented for collection by its waste carrier and shall not use any plain black or unidentifiable refuse sacks or any other unidentifiable or unmarked waste receptacles.

22. The Licensee's premises are situated in an area within which refuse may only be left on the public highway at certain times (time bands). If the Licensee's waste carrier cannot or does not comply by collecting the refuse within an hour after the close of any time band imposed by the waste authority, the Licensee must remove the refuse from the public highway and/or keep it within the premises until such time as his/her waste carrier arrives to collect the refuse.
23. When the venue is opening beyond 00:30 Security (SIA licensed door supervisors) will be employed at a ratio of one (1) SIA per one hundred (100) customers or part thereof from 2000 hours until half an hour after closing of the premises. On other occasions security is to be considered on a continual basis. All details (full name, DOB, Address, SIA badge number, company and Booking on - off times) to be recorded and to be made available to police immediately.
24. The premises shall maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open to the public. This staff member shall be able to show Police recent data or footage with the absolute minimum of delay when requested.
25. All instances of crime or disorder to be reported by the designated premises supervisor or responsible member of staff to an agreed police contact point, as agreed with the Police. The premises will also, in cooperation with Hackney Police and no later than 3 months following granting of the premises license, regularly facilitate a premises drug audit using the iron itemiser or similar device.
26. The provision of licensable activity shall at all times be ancillary to the business of a Theatre or Artistic Performance or Exhibition.
27. After 23:00 the sale and supply of alcohol shall only be to persons attending the premises that have purchased a ticket for theatrical and or artistic production or performances or comedy nights or "theatre club" members and such alcohol shall be ancillary to the premises primary use as a theatre.
28. Membership to the "theatre club" can only be granted to applicants at least 24 hours prior to seeking admission.
29. The theatre club's activities are to be complementary to and ancillary to the operation of the premises as a theatre.

30. The theatre is to maintain an up to date membership list of members of the theatre club. The membership list is to be made available to a Police or authorised officer on demand.
31. A proof of age scheme, such as Challenge 25, shall be operated at the premises.
32. The only acceptable forms of identification are recognised forms of photographic identification cards, such as a driving licence or passport.
33. Substantial food and suitable beverages other than intoxicating liquor (including drinking water) shall be available during the whole of the premises where intoxicating liquor is sold or supplied.
34. On an open stage and elsewhere in the premises any permanently installed scenery should normally be made from the following:
- Non-combustible material; or
  - Inherently flame-retarded fabric; or
  - Durably-treated flame retarded fabric; or
  - Timber, hardboard or plywood treated by a process of impregnation which meets Class 1 (BS 476-7) or Class-s3.d2 (BS EN 13501-1) surface spread flame; or
  - Timber framing of minimum 22mm nominal thickness; or
  - Medium-density fibreboard (MDF), plywood, chipboard not less than 18mm in thickness; or
  - Plastics material subject to special consideration by appropriate Responsible Authority, being the Fire Authority; or
  - Other materials acceptable to the appropriate Responsible Authority, being the Fire Authority.
35. All materials used in finishing and furnishing the premises should, as far as is reasonably practicable, be selected so as to be difficult to ignite and provide a low surface spread of flame and low rates of heat release and smoke emission.
36. All fabrics, curtains, drapes and similar features should be either non-combustible or be durably or inherently flame-retarded fabric. Any fabrics used in escape routes, other than foyers, entertainment areas or function rooms, should be non-combustible.
37. No person shall give at the premises any exhibition, demonstration or performance of hypnotism, mesmerism or any similar act or process which produces or is intended to produce in any other person any form of induced sleep or trance in which susceptibility of the mind of that person to suggestion or direction is increased or intended to be increased.

NOTE: (1) This rule does not apply to exhibitions given under the provisions of Section 2(1A) and 5 of the Hypnotism Act 1952.

Any entertainment, performance, service, or exhibition involving nudity or sexual stimulation which would come within the definition of a sex establishment in Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982 as amended by the Greater London Council (General Powers) Act 1986 and The London Local Authorities Act 2007 shall not be provided.

38. The approved arrangements at the premises, including means of escape provisions, emergency warning equipment, the electrical installation and mechanical equipment, shall at all material times be maintained in good condition and full working order.
39. The means of escape provided for the premises shall be maintained unobstructed, free of trip hazards, be immediately available and clearly identified in accordance with the plans provided.
40. All exit doors shall be available at all material times without the use of a key, code, card or similar means.
41. All emergency doors shall be maintained effectively self-closing and not held open other than by an approved device.
42. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.
43. Curtains and hangings shall be arranged so as not to obstruct emergency signs.
44. No regulated entertainment except for background entertainment and films shall be provided on the ground floor except for 24 performances a year that require use of the ground floor for the performance.
45. Loudspeakers shall not be located near the entrance area.
46. All entrance doors shall be kept closed, when regulated entertainment is taking place and in any event after 2100 hours, except for immediate access and egress of persons.
47. The operators of the business and/or the licensees shall exercise all due diligence so as to prevent the formation of queues outside the premises causing a nuisance.
48. There shall be no DJ only events.
49. The capacity on the basement shall be 150 customers (excluding staff and performers).
50. After 21.00 hours no persons are permitted in the rear garden, save for up to 15 smokers at any one time.

**Annex 3 – Conditions attached after a hearing by the licensing authority**  
Not Applicable

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**Annex 4 – Plans**

PLAN/LBH-PRE-T-1438/19092013

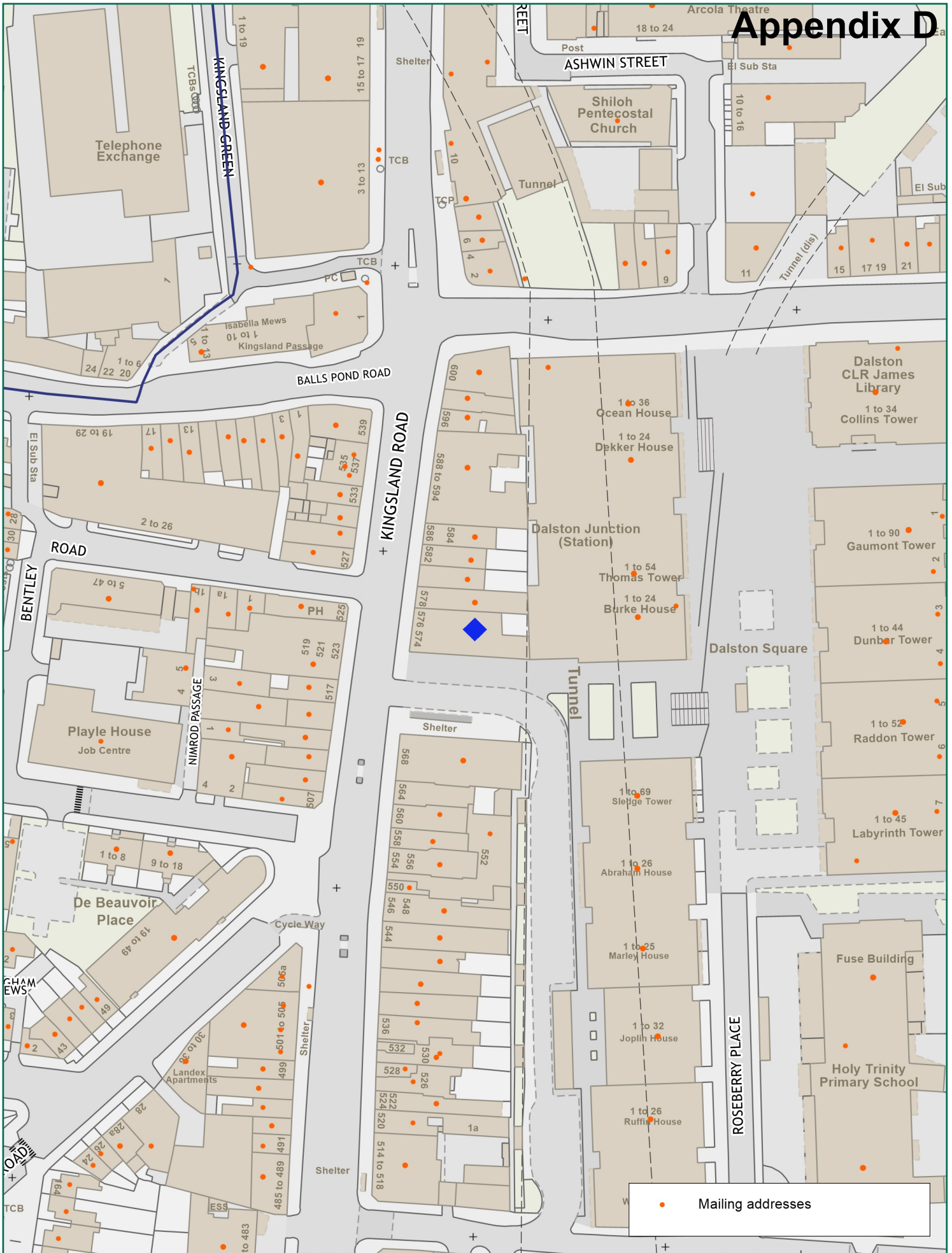
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# Appendix D



 <p>NORTH</p>	<h2>Copper Cats, 574-576 Kingsland Road, E8 4AP</h2>		
<p>Scale: 1:1250 at A4</p>			
	<p>Ref: Thursday, September 7, 2023</p>	<p>Produced by: unspecified email:</p>	<p>please specify copyright statement</p>